

AGENDA

TROY CITY COUNCIL

September 25, 2000- 7:30 P.M.
Council Chambers - City Hall
500 West Big Beaver

INVOCATION

PASTOR DEAN BLAKENEY, FIRST BAPTIST CHURCH

ROLL CALL

PAGE

A-1 Minutes - Regular Meeting – September 11, 2000

PUBLIC HEARINGS

C-1 Proposed Zoning – East Side of Rochester, South of South Boulevard -
Section 2 - from R-1D to O-1 and E-P

C-2 Proposed Zoning - South Side of Long Lake, West of Rochester - Section 15
- R-1C to B-2

CONSENT AGENDA

The consent agenda includes items of a routine nature and will be approved with one motion. That motion will approve the recommended action for each item on the consent agenda. Any Council Member may remove an item from the consent agenda and have it considered as a separate item. A member of the audience who wishes to speak in opposition to the recommended action for any given consent agenda item may do so with the approval of a majority vote of City Council. Any item so removed from the consent calendar shall be considered after other items on the consent business portion of the agenda have been heard. (*Rules of Procedure for the City Council*, Article 10, as amended April 12, 1999.)

E-1 Approval of Consent Agenda

2 Closed Session

3 Approval of Contracts for the Installation of Municipal Improvements (Private Agreement) for Expert Underwriters, Project No. 00.921.3

4 Approval of Contracts for the Installation of Municipal Improvements (Private Agreement) for Delphi Expansion, Project 00.935.3

- 5 Option to Renew Potassium & Calcium Chloride Contracts
- 6 Option to Renew Standard and Compound Water Meters Contract
- 7 Funding to the Troy Youth Assistance

REGULAR BUSINESS

Persons interested in addressing City Council on items, which appear on the printed Agenda, may do so at the time the item is discussed. For those addressing City Council, time may be limited to not more than twice nor longer than five (5) minutes on any question, unless so permitted by the Chair, in accordance with the *Rules of Procedure of the City Council*, Article 12, as amended April 12, 1999.

Persons interested in addressing City Council on items which are not on the printed Agenda may do so under the last item of the Regular Business (F) Section.

- F-1 Nominations/Appointments to Boards and Committees: (a) CATV Advisory Committee; (b) Charter Revision Commission (c) Employee Retirement System Board; (d) Animal Control Appeal Board; (e) Brownfield Redevelopment Authority; (f) Civil Service Commission (Act 78); (g) Downtown Development Authority; (h) Economic Development Authority; (i) Historical Commission; (j) Parks & Recreation
- 2 Request from Yara, Inc.: (a) To Transfer Ownership of 1998 Class C Licensed Business Located in Escrow at 1600 Rochester Road from Mandarin Palace, Inc. [MLCC REF#83030]; (b) Approval of Agreement
- 3 Bid Waiver Purchase of Rooftop Heating and Air Conditioning Units at the DPW Facility and Library
- 4 Building Maintenance Department Renovation
- 5 Resolution to Establish City Council Meeting Dates for 2001 Calendar Year
- 6 Bid Award – Miscellaneous Equipment for Sylvan Glen Golf Course
- 7 Warning Signs Regarding Handicapped/Blind/Deaf Child Area
- 8 Sterling Heights Rezoning Proposal – East Side of Dequindre, South of Fifteen Mile Road – O-1 to C-1
- 9 Charleston Club Condominiums, Section 9 - (a) Contract for the Installation of Municipal Improvements (Private Agreement) - Project No. 00.912.3; (b) Private Road Agreement

COUNCIL COMMENTS

COUNCIL REFERRALS

VISITORS

Any person not a member of the Council may address the Council with the permission of the Mayor, after clearly stating the nature of his/her inquiry. Any such matter may be deferred to another time or referred for study and recommendation upon the request of any one Council Member except that by a majority vote of the Council Members elect, said matter may be acted upon immediately. The Mayor may require that such inquiries or comments be heard at such time as the related subject may appear on the prepared Agenda. No person not a member of the Council shall be allowed to speak more than twice or longer than five (5) minutes on any question, unless so permitted by the Chair. The Council may waive the requirements of this section by a majority of the Council Members elect. (*Rules of Procedure for the City Council*, Article 12, as amended April 12, 1999.)

REPORTS AND COMMUNICATIONS

G-1 Council Referrals

- 2 Minutes - Boards and Committees
- 3 Department Reports
- 4 Email from Robert M. Schultz Regarding Staff Professionalism
- 5 Proposed Proclamation
- 6 Public Act 212 and Access to the Internet
- 7 Report on Special Assessment for Grand Sakwa
- 8 Veralyn Davee Letter of Resignation from the Historical Commission
- 9 Michigan Air National Guard Letter of Appreciation to Fire Department and Explorer Post 911
- 10 Letter of Appreciation to Police Department from John & Marcia Schandevell
- 11 Report on Cultural Tax (County Commissioners representing Troy were invited)
- 12 Ancor, Request for Local Match for State MEGA Financial Incentives
- 13 Report on the Civic Center, with Conference Center as Nucleus
- 14 Letter of Appreciation from Logan's Roadhouse

- 15 Letter of Appreciation from Mark Farhat to Police Chief Craft
- 16 Master Storm Drainage Plan District Drainage Base Map
- 17 Lansing to Detroit Passenger Rail Study
- 18 Big Beaver Road Reconstruction - Separation of Five Lane and Boulevard Projects – Project No. 93.207.6
- 19 Rochester Road Design, I-75 to Torpey - Project No.89.206.5
- 20 Letter of Resignation from Michael J. Krencicki – Employee Retirement System Board
- 21 Red Light Detectors – Pilot Project
- 22 Liquor Compliance Inspections
- 23 Letter of Appreciation from William & Kathleen Hudak

Call to Order:

Invocation and Pledge of Allegiance: Pastor Dean Blakeney, First Baptist Church

Roll Call:

Mayor Jeanne M. Stine
Henry W. Allemon
Martin F. Howrylak
Thomas S. Kaszubski
Anthony N. Pallotta
Louise E. Schilling
John R. Stevens

Minutes: Regular Meeting – September 11, 2000

A-1Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the Minutes of the Regular Meeting of September 11, 2000, be approved.

Yes:

No:

PUBLIC HEARINGS**Proposed Rezoning – East Side of Rochester, South of South Boulevard
– Section 2 - from R-1D to O-1 and E-P**

C-1

City Management requests a 5-minute presentation regarding this item.

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

a) Resolution A (As Recommended by City Management and Planning Commission)

RESOLVED, That the request to rezone a parcel having 193 feet of frontage on the east side of Rochester Road, south of South Boulevard, from R-1D (One-Family Residential) to O-1 (Low-Rise Office) and E-P (Environmental Protection), is hereby denied, as recommended by City Management and by the Planning Commission.

or

b) Resolution B (As Recommended by the Petitioner)

RESOLVED, That the request to rezone a parcel having 193 feet of frontage on the east side of Rochester Road, south of South Boulevard, from R-1D (One-Family Residential) to O-1 (Low-Rise Office) and E-P (Environmental Protection), be approved as requested by the petitioner.

Yes:

No:

**Proposed Rezoning - South Side of Long Lake, West of Rochester -
Section 15 - R-1C to B-2**

C-2

City Management requests a 5-minute presentation regarding this item.

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

a) Resolution A (As Recommended by City Management and Planning Commission)

RESOLVED, That the request to rezone a 14.5 acre parcel having 684 feet of frontage on the south side of Long Lake, west of Rochester Road, from R-1C (One-Family Residential) to B-2 (Community Business), is hereby denied, as recommended by City Management and by the Planning Commission.

or

b) Resolution B (As Recommended by the Petitioner)

RESOLVED, That the request to rezone a 14.5 acre parcel having 684 feet of frontage on the south side of Long Lake west of Rochester Road, from R-1C (One-Family Residential) to B-2 (Community Business), is hereby approved, as requested by the Petitioner.

Yes:

No:

CONSENT AGENDA

The Consent Agenda includes items of a routine nature and will be approved with one motion. That motion will approve the recommended action for each item on the Consent Agenda. Any Council Member may remove an item from the Consent Agenda and have it considered as a separate item. *A member of the audience who wishes to speak in opposition to the recommended action for any given Consent Agenda item may do so with the approval of a majority vote of City Council.* Any item so removed from the Consent Agenda shall be considered after other items on the consent portion of the agenda have been

heard. (*Rules of Procedure for the City Council, Article 10, as amended April 12, 1999.*)

Approval of Consent Agenda**E-1**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That all items as presented on the Consent Agenda are hereby approved as presented with the exception of Item(s) _____, which shall be considered after Consent Agenda (E) items, as printed.

Yes:

No:

Closed Session**E-2**Suggested Resolution

Resolution #2000-

RESOLVED, That the City Council of the City of Troy shall meet in Closed Session as permitted by State Statute MCLA 15.268, Sections 8 (d), (e), (Treba v Troy and Mortensen) and (h), after adjournment of this meeting.

**Approval of Contracts for the Installation of Municipal Improvements
(Private Agreement) for Expert Underwriters, Project No. 00.921.3****E-3**Suggested Resolution

Resolution #2000-

RESOLVED, That the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Expert Underwriters, Inc. is hereby approved for the installation of soil erosion, land balancing, sanitary sewer, storm sewer, water main, paving and sidewalks on the site and in the adjacent right of way, and the Mayor and City Clerk are authorized to execute the documents, a copy of which shall be attached to the original Minutes of this meeting.

**Approval of Contracts for the Installation of Municipal Improvements
(Private Agreement) for Delphi Expansion, Project 00.935.3****E-4**Suggested Resolution

Resolution #2000-

RESOLVED, That the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Delphi Automotive Systems, L.L.C., is hereby approved for the installation of water main at 5725 Delphi Drive, and the Mayor and City Clerk are authorized to execute the documents, a copy of which shall be

attached to the original Minutes of this meeting.

Option to Renew Potassium & Calcium Chloride Contracts**E-5**Suggested Resolution

Resolution #2000-

WHEREAS, On November 15, 1999, one-year contracts for ice melters with an option to renew for one additional season's requirements was awarded to the lowest acceptable bidders, Colman Wolf for Potassium Chloride (Safe Step) and Green Growth Supply Company for Calcium Chloride (Resolution #99-521-E-10); and

WHEREAS, Both the above named bidders have agreed to exercise the option to renew the contracts for ice melters under the same pricing, terms and conditions; and

NOW, THEREFORE, BE IT RESOLVED, That the options with Colman Wolf and Green Growth Supply Company to provide ice melters are hereby exercised and shall expire on November 15, 2001.

Option to Renew Standard and Compound Water Meters Contract**E-6**Suggested Resolution

Resolution #2000-

WHEREAS, On March 6, 2000, a one-year contract was awarded to SLC Meter Service, Inc., the sole bidder, for Standard and Compound Water Meters (Resolution #2000-99-E-2); and

WHEREAS, SLC Meter Service, Inc. has agreed to exercise the option to renew this contract for Standard and Compound Water Meters for an additional one year under the same terms and conditions; and

NOW, THEREFORE, BE IT RESOLVED, That the option to renew the contract with SLC Meter Service Inc., to provide Standard and Compound Meters is hereby exercised based upon the same terms and conditions expiring December 31, 2001.

Funding to the Troy Youth Assistance**E-7**Suggested Resolution

Resolution #2000-

RESOLVED, That approval to expend funds budgeted in the 2000-2001 fiscal year to the Troy Youth Assistance to provide family and youth assistance to the residents of Troy at a cost of \$28,900.00 is hereby approved; and

BE IT FURTHER RESOLVED, That approval to reimburse the Troy Youth Assistance for expenses (salaries, office supplies, program supplies, etc.) at an estimated cost of \$36,912.00 in this fiscal year with 90% of the funds (approx. \$33,221.00) being obtained through the Juvenile Accountability Incentive Block Grant and 10% (approx.

\$3,691) of the funds paid by the City of Troy is hereby granted.

REGULAR BUSINESS

**Nominations/Appointments to Boards and Committees: (a) CATV F-1
Advisory Committee; (b) Charter Revision Commission (c) Employee
Retirement System Board; (d) Animal Control Appeal Board; (e)
Brownfield Redevelopment Authority; (f) Civil Service Commission (Act
78); (g) Downtown Development Authority; (h) Economic Development
Authority; (i) Historical Commission; (j) Parks & Recreation**

This new format will require only one motion to appoint new members to all of the listed Boards and Committees. Any Board without an appointment will automatically be carried over to the next Regular City Council Meeting Agenda.

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the following persons are hereby appointed by the City Council to serve on the boards and committees as indicated:

(a) CATV Advisory Committee (One Vacancy – Term Expires 2-28-2002)

(b) Charter Revision Committee (One Vacancy – Term Expires 4-30-2003)

(c) Employee Retirement System Board (One Vacancy – Term Expires 12-31-2000)

(d) Animal Control Appeal Board (Two Vacancies – Terms Expire 9-30-2003)

(e) Brownfield Redevelopment Authority (Three Vacancies – Terms Expire 4-30-2003)

(f) **Civil Service Commission (Act 78)** (One Vacancy – Term Expire 4-30-2003)

(g) **Downtown Development Authority** (Four Vacancies – Terms Expire 9-30-2003)

(h) **Economic Development Authority** (Three Vacancies - Terms Expire 4-30-2003)

(i) **Historical Commission** (Two Vacancies – Terms Expire 7-31-2003)

(j) **Parks and Recreation Board** (Two Vacancies - Terms Expire 9-30-2003)

Yes:

No:

**Request from Yara, Inc.: (a) To Transfer Ownership of 1998 Class C
Licensed Business Located in Escrow at 1600 Rochester Road from
Mandarin Palace, Inc. [MLCC REF#83030]; (b) Approval of Agreement** **F-2**

A copy of the Liquor Advisory Committee Minutes are located under Agenda Item G-2

(a) License Transfer

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the request from Yara, Inc., to transfer ownership of 1998 Class C licensed business, located in escrow at 1600 Rochester Road, Troy, MI, 48083, Oakland County, from Mandarin Palace Inc., be considered for approval.

It is the consensus of this legislative body that the application be recommended for

issuance.

Yes:

No:

(b) Agreement

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, The City Council of the City of Troy deems it necessary to enter agreements with applicants for liquor licenses for the purpose of providing civil remedies to the City of Troy in the event licensees fail to adhere to Troy Codes and Ordinances;

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Troy hereby approves an agreement with Yara, Inc., which shall become effective upon approval of the transfer of a 1998 Class C license, at 1600 Rochester Road; and the Mayor and City Clerk are authorized to execute the document, a copy of which shall be attached to the original Minutes of this meeting.

Yes:

No:

Bid Waiver Purchase of Rooftop Heating and Air Conditioning Units at the DPW Facility and Library

F-3

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, By setting a standard brand of air conditioning and heating units for all locations, the City would experience availability of parts from a local warehouse and reduced training of City staff resulting in decreased operational expense; and

WHEREAS, It is the determination of the City Manager and City Council of the City of Troy that no benefit would result to the City to solicit additional sealed bids;

NOW, THEREFORE, BE IT RESOLVED, That formal bidding procedures are hereby waived and a contract to purchase the HVAC units for the DPW Facility and the Troy Public Library is hereby awarded to Lennox Industries at an estimated cost of \$23,850.00.

Yes:

No:

Building Maintenance Department Renovation**F-4**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the recommendation of administration to relocate the Building Maintenance Department to a new location as a result of the vacated court space with the report and recommendation dated September 18, 2000, is hereby approved at an estimated cost of \$34,180.00.

Yes:

No:

Resolution to Establish City Council Meeting Dates for 2001 Calendar Year**F-5**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the City Council shall hold Regular meetings on the first and third Mondays of each month at 7:30 p.m., in observance of a holiday or City general election day, then the Council shall meet on the second and fourth Mondays; and

BE IT FURTHER RESOLVED, That Study meetings may be scheduled as needed.

Yes:

No:

Bid Award – Miscellaneous Equipment for Sylvan Glen Golf Course**F-6**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That contracts to purchase Miscellaneous Equipment for Sylvan Glen Golf Course are hereby awarded to the lowest acceptable bidders, W.F. Miller Company and Spartan Distributors, Inc., at a total cost of \$45,613.85 and \$32,157.00, respectively, for items contained in the bid tabulation dated August 23, 2000, a copy of which shall be attached to the original Minutes of this meeting.

Yes:

No:

Warning Signs Regarding Handicapped/Blind/Deaf Child Area**F-7**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, In the past requests for warning signs, i.e.: HANDICAPPED/BLIND/DEAF CHILD AREA, were taken to the Traffic Committee and subsequently to City Council, for approval; and

WHEREAS, Since these warning signs are not regulatory and the Traffic Committee has requested that the requests be handled administratively; and

WHEREAS, Since the Traffic Committee has requested that City Council review this matter and comment on whether these sign requests could be handled administratively, similar to all other traffic warning signs in the City;

NOW, THEREFORE BE IT RESOLVED, That the request from the Traffic Committee (supported by City Management), that requests for warning signs, i.e.: HANDICAPPED/BLIND/DEAF CHILD AREA, be handled administratively, is hereby approved.

Yes:

No:

Sterling Heights Rezoning Proposal – East Side of Dequindre, South of Fifteen Mile Road – O-1 to C-1**F-8**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, The City Council of the City of Sterling Heights has under consideration a proposal for the rezoning of three parcels on the east side of Dequindre Road south of Fifteen Mile Road, from O-1 (Business and Professional Office) to C-1 (General Business); and

WHEREAS, These parcels lie directly across Dequindre Road from land in the City of Troy which is planned, zoned, and developed for low-density residential use; and

WHEREAS, The current zoning of the subject property in the City of Sterling Heights would result in development which would be more compatible with the existing zoning and development in the City of Troy than that which could occur under the requested commercial zoning classification.

NOW, THEREFORE BE IT RESOLVED, That the City Council hereby respectfully requests that the City Council of the City of Sterling Heights take action to deny this rezoning request (Proposal Z-1018), in order to help maintain the highest available level of compatibility between the ultimate development patterns within the City of Sterling Heights and the City of Troy.

Yes:

No:

**Charleston Club Condominiums, Section 9 - (a) Contract for the
Installation of Municipal Improvements (Private Agreement) - Project
No. 00.912.3; (b) Private Road Agreement**

F-9

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

(a) Private Agreement - Project No. 00.912.3

RESOLVED, That the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Estate Millcreek, L.L.C. is hereby approved for the installation of sanitary sewer, water main, storm sewer, paving, and rear yard drains, and the Mayor and City Clerk are authorized to execute the documents, a copy of which shall be attached to the original Minutes of this meeting.

Yes:

No:

(b) Private Road Agreement

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the Private Road Agreement between the City of Troy and Estate Millcreek, L.L.C. for the development of a road system to serve the Charleston Club Condominium, on the north side of Long Lake west of Livernois, Section 9, is hereby approved, and the Mayor and City Clerk are authorized to execute the document, a copy of which shall be attached to the original Minutes of this meeting.

Yes:

No:

COUNCIL COMMENTS

COUNCIL REFERRALS

VISITORS

Any person not a member of the Council may address the Council with the permission of the Mayor, after clearly stating the nature of his/her inquiry. Any such matter may be deferred to another time or referred for study and recommendation upon the request of any one Council Member except that by a majority vote of the council Members elect, said matter may be acted upon immediately. The Mayor may require that such inquiries or comments be heard at such time as the related subject may appear on the prepared Agenda. No person not a member of the Council shall be allowed to speak more than twice or longer than five (5) minutes on any question, unless so permitted by the Chair. The Council may waive the requirements of this section by a majority of the Council Members elect. (*Rules of Procedure for the City Council*, Article 12, as amended April 12, 1999).

REPORTS AND COMMUNICATIONS

Council Referrals	G-1
Minutes - Boards and Committees	G-2
(a) Planning Commission – August 29, 2000 (b) Animal Control Board – September 6, 2000 (c) Building Code Board of Appeals – September 6, 2000 (d) Liquor Advisory Committee – September 11, 2000 (e) Troy Safety Committee - September 14, 2000 (f) Troy Public Library Advisory Board – September 14, 2000 (g) Troy Historic District Commission – September 19, 2000	
Department Reports	G-3
(a) Medi-Go Report - August 2000 (b) Building Permits – August 2000 (c) Financial Report – August 2000	
Email from Robert M. Schultz Regarding Staff Professionalism	G-4
Proposed Proclamation:	G-5
Recognition of Undoing Racism	
Public Act 212 and Access to the Internet	G-6
Report on Special Assessment for Grand Sakwa	G-7
Veralyn Davee Letter of Resignation from the Historical Commission	G-8
Michigan Air National Guard Letter of Appreciation to Fire Department and Explorer Post 911	G-9

Letter of Appreciation to Police Department from John & Marcia Schandevael	G-10
Report on Cultural Tax (County Commissioners representing Troy were invited)	G-11
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Red Light Detectors – Pilot Project	G-21
Liquor Compliance Inspections	G-22
Letter of Appreciation from William & Kathleen Hudak	G-23

Respectfully submitted,

John Szerlag, City Manager